



STATE OF MICHIGAN

Jennifer M. Granholm  
GOVERNOR

DEPARTMENT OF LABOR & ECONOMIC GROWTH  
ROBERT W. SWANSON  
DIRECTOR

Michigan Occupational  
Safety & Health Administration  
(MIOsha)

## CONSTRUCTION SAFETY STANDARDS COMMISSION MEETING

August 9, 2006—9:30 a.m.

State Secondary Complex—General Office Building  
Conference Room B – 7150 Harris Drive--Lansing

### MINUTES

#### COMMISSIONERS PRESENT:

Patrick 'Shorty' Gleason  
Lynn Coleman  
Peter Strazdas

Don Staley  
Valerie Warren  
Gregg Newsom

#### COMMISSIONERS ABSENT:

Ram Gunabalan  
Larry Redfearn

Timothy Wise

#### STAFF PRESENT:

|                      |   |
|----------------------|---|
| Martha Yoder         | Michigan OSHA Acting Director                                 |
| Ron Ray              | MIOsha Management Technical Services Division Acting Director |
| Marsha Parrott-Boyle | MIOsha Standards Section Program Manager                      |
| Bob Pawlowski        | MIOsha Construction Safety & Health Division Director         |
| Cindy D. Eicher      | MIOsha Standards Section Secretary                            |
| Dena Hendon          | MIOsha Standards Section Analyst                              |

#### VISITORS:

|                 |  |
|-----------------|--|
| Pete Anderson   | Michigan Chapter Associated General Contractors              |
| Ron Niblock     | CS-32 Advisory Committee Member & General Motors Corporation |
| Kathleen Dobson | CS-32 Advisory Committee Member & Alberici Constructors      |

#### MISSION STATEMENT

*THE MISSION OF THE CONSTRUCTION SAFETY STANDARDS COMMISSION IS TO PROVIDE THE LEADERSHIP AND VISION NECESSARY TO ENSURE A SAFE WORK ENVIRONMENT FOR THE MICHIGAN CONSTRUCTION COMMUNITY.*

*THE COMMISSION INVOLVES EMPLOYEES AND EMPLOYERS IN THE DEVELOPMENT OF SAFETY STANDARDS AS IT ENDEAVORS TO CONTINUALLY EXAMINE AND IMPROVE THOSE STANDARDS FOR PURPOSE, CLARITY, APPLICABILITY, ENFORCEABILITY, AND COST EFFECTIVENESS.*

*IT IS OUR VISION THAT WE BECOME A NATIONAL LEADER IN SAFETY FOR INDUSTRY BY INCORPORATING THE CHANGING NEEDS OF NEW TECHNOLOGIES AND METHODS INTO OUR STANDARDS.*

\*\*\*\*

**Agenda Item #1--Call to Order and Roll Call**

As neither the Chair nor the Vice Chairperson were in attendance Commissioner Strazdas was asked to chair the meeting. Acting Chairperson Strazdas called the August 9, 2006 meeting to order. A roll call was taken and a quorum was present.

Ms. Marsha Parrott-Boyle announced to the commissioners that MIOSHA has just received notice that Dr. Ram Gunabalan was resigning from the Construction Safety Standards Commission.

Ms. Parrott-Boyle announced that there was recently a temporary shifting of leadership in the MIOSHA program resulting from Robert Swanson being name permanent Director of the Department of Labor and Economic Growth (DLEG). Doug Kalinowski, MIOSHA Director, has been appointed to serve as Acting Deputy Director for DLEG, he will be responsible for the Unemployment Insurance Agency, Workers Compensation Agency, Wage and Hour Division and other units until a permanent Deputy Director can be named. In the interim, MIOSHA Deputy Director Martha Yoder will serve as Acting Director of MIOSHA. John Peck will be Acting MIOSHA Deputy Director filling in for Ms. Yoder and Ron Ray will be Acting Management and Technical Services Division Director filling in for John Peck.

At this time all staff, commissioners and visitors introduced themselves. Acting Chairperson Strazdas advised that the agenda items 7 and 8 would be moved up on the agenda in order to accommodate the visitors in attendance.

**Agenda Item #2--Approval of Minutes for May 10, 2006 Meeting**

A motion was made by Commissioner Staley and seconded by Commissioner Gleason to approve the minutes of the May 10, 2006 meeting. **MOTION CARRIED UNANIMOUSLY.**

**Agenda Item #7-- New Business**

None

**Agenda Item #8--Old Business**

**a. Part 26 Steel Erection Revisions**

Ms. Parrott-Boyle reviewed with the commissioners that at their last meeting they had considered various options and directed staff to remove from Part 26 riding of the headache ball in certain situations with additional safety provisions and move to a new separate standard. Therefore, Part 28 was established and includes lifting, rigging and riding the headache ball with 13 provisions. The documents have been sent downtown for review by legal staff and the governor's office. The promulgation process next step will be a public hearing scheduled for September 25<sup>th</sup>. By the next scheduled meeting the commissioners should receive a copy of the public hearing report.

**b. Part 32/58 Aerial Work Platforms Advisory Committee Final Report with Draft**

Ms. Parrott-Boyle discussed the purpose of this committee was to bring together the construction and the general industry rules to be more consistent with each other and to address a fall trauma issue brought forward by the International Municipal Signal Association.

**CONSTRUCTION SAFETY STANDARDS COMMISSION MEETING MINUTES – August 9, 2006**  
**Page 3 of 5**

Ms. Kathleen Dobson commented that the advisory committee worked very well together, they were able to hold discussions, talk through any disagreements and were able to reach consensus.

Ms. Dena Hendon distributed three handouts to the commission:

CS Part 32/GI Part 58 Advisory Committee Roster  
CS Part 32 Aerial Work Platforms Proposed Draft  
Primary Rule Revision Issues

Ms. Hendon went through the proposed draft page by page and noted all the changes, additions and deletions that are proposed. General discussion was held on various changes and additions. Detailed discussion was held regarding the phrase 'proper training'. After lengthy discussion it was decided the commission would like to remove the word 'proper.' A motion was made by Commissioner Coleman and seconded by Commissioner Bradley to accept and move forward the draft as amended. **MOTION CARRIED UNANIMOUSLY.**

Ms. Parrott-Boyle thanked Dena Hendon for all her outstanding work and organizational efforts in facilitating this advisory committee.

**Agenda Item #3--Standards Section Update-- Marsha Parrott-Boyle, Program Manager**

Ms. Parrott-Boyle reviewed the "MIOSHA Goals for FY 2004-2009" and indicated the Standards Section is striving to reduce the backlog of standards to be revised by 70% in this five-year period.

An update was given to review the progress of rules undergoing revision. The latest two standards published were distributed to the commissioners they are OH Part 604 Chromium (VI) in Construction and OH PART 315 Chromium (VI) in General Industry. MIOSHA had 6 months to either adopt OSHA's standard or to write our own, MIOSHA was able to meet that deadline

The tower erection advisory committee continues to make good progress. The advisory committee has two technical advisors from out of state that are members of the National Association of Tower Erectors (NATE).

**Agenda Item #4--Construction Safety & Health Division Update--Bob Pawlowski, Director**

Mr. Bob Pawlowski reviewed construction related fatalities for calendar year 2006. There have been 9 fatalities investigated by Construction Safety & Health Division (CSHD) by category; 3 falls; 2 cave-ins; 1 electrocution, 1 explosion, 1 struck-by and 1 fall or electrocution (to be determined).

The CSHD is continuing to increase the number of joint inspections between construction safety officers and industrial hygienists.

The CSHD has posted on the MIOSHA website 14 "Construction Fact Sheets". The latest one posted is Steel Erection and Fall Protection. There is a link to this fact sheet in the standards section. The consistency team is continuing to work on links between related documents on the website.

The division is continuing to focus more inspection time on residential construction, both single and multi-family dwellings. This includes inspecting smaller employers.

Mr. Pawlowski informed the commissioners that MIOSHA signed their second partnership in construction. The partnership will cover the Wayne/Detroit Metro Airport North Terminal project being construction under a joint venture, Walbridge Barton Malow. This is a \$297 million project that began construction in April 2006 and is scheduled for completion in the summer of 2008. Mr. Pawlowski also provided the commissioners a list of partnerships and alliances the division has established.

Mr. Pawlowski informed the commissioners that the CSHD has recently filled two safety officer positions. The division has also promoted Patty Meyer to Safety Manager and Jim Devonshire to a first line supervisor. This leaves the division with two vacant positions a safety section supervisor and a field compliance safety officer.

**Agenda Item #5--Michigan OSHA Update— Martha Yoder, Acting Director**

Ms. Yoder expressed her appreciation for the work of advisory committee members and commissioners and stated it was great to get to see them discuss and decide issues.

Ms. Yoder advised the commission that MIOSHA is continuing its youth initiative efforts and had completed one mailing to all intermediate school districts of a brochure "Extreme Safety: Important Facts for Working Teens," this was sent along with a power point presentation. MIOSHA is getting ready for a second mailing to include all public and charter school as well as vocational and technical high schools. This is great progress in trying to educate Michigan's youth and create an awareness regarding safety issues.

Ms. Yoder informed the commissioners that the next issue of the MIOSHA News will be focused on Power Industrial Trucks and will include informative statistics and articles on that topic.

Ms. Yoder stated that MIOSHA is continuing with the distributions of comment cards to employers and employees requesting feedback on their experience with MIOSHA staff. MIOSHA has been receiving a lot of cards back, which have been very positive. MIOSHA is very interested in receiving feedback and making improvements if possible.

Ms. Yoder advised that Ron Ray, Acting Management and Technical Services Director is leading the group for the CET grants and will be meeting with the Director's office with recommendations.

MIOSHA is in the process of making a contract with a vendor to train employees in how to explain and convey information more efficiently and in a manner that is easier for employers and employees to understand.. This is part of MIOSHA's goal to continue to make improvements in its service.

Ms. Yoder advised that the budget has passed and has stayed pretty much the same.

Ms. Yoder reported that MIOSHA's second "Take a Stand Day" will take place on August 16, 2006. Over 200 requests have been received so far and MIOSHA has 125 staff members available. The first priority will be high hazard workplaces that have never had a MIOSHA intervention. There will be no citations and no penalties issues on this day.

**Agenda Item #6—Cynthia Hutchens-Smith, Lansing Area OSHA Office**

Ms. Hutchens-Smith was unable to attend.

**Agenda Item #9--Next Scheduled Meeting**

The next scheduled meeting is November 8, 2006 in Perry. Commission Coleman had previously invited the Commission to hold a meeting at his Perry facility. Details will be mailed to commissioners in the near future.

Mr. Pete Anderson invited the commission to hold a meeting in conjunction with Construction Safety Day on January 30, 2007.

**Agenda Item #10--Public Comment**

None

**Agenda Item #11--Adjournment**

With no further business before the Commission, the meeting was adjourned

---

Tim Wise, Chairperson

---

Date